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Express Mail No. EV452775753US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Marton et. al.

Confirmation No.: 8604

Serial No.: 09/823,322

Art Unit: 1631

Filed: April 2, 2001

Examiner: Marschel, A.

For: METHODS FOR DETERMINING
THERAPEUTIC INDEX FROM GENE
EXPRESSION PROFILES

Attorney Docket No: 9301-136

STATEMENT OF THE SUBSTANCE OF THE INTERVIEW

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

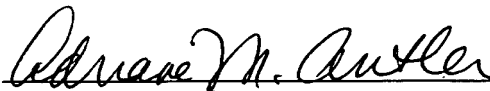
Pursuant to MPEP section 713.04, Applicant submits the following statement of the substance of a telephonic interview held on June 8, 2005 between Supervisory Examiner Ardin Marschel and Mr. Weining Wang (on behalf of Adriane M. Antler) in connection with the above-identified application.

The Examiner informed Mr. Wang that the Amendment filed on June 6, 2005 had overcome the outstanding rejections and objections, and, therefore, the Notice of Appeal filed on November 10, 2004 was deemed moot. The Examiner indicated that an interference search would be carried out.

Applicants respectfully request that the above statement be made of record in the above-identified application. This Statement of the Substance of the Interview is not to be construed as a response to the outstanding Office Action mailed on June 15, 2005. Applicants intend to file a response to the Office Action mailed on June 15, 2005 in due course.

Respectfully submitted,

Date: July 7, 2005


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